



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: WU, Chao-Chin

SERIAL NO.: 10/618,775

FILED: July 14, 2003

TITLE: LOCATING STRUCTURE OF A BRAKE DEVICE OF AN ELECTRIC WHEELCHAIR
OR THE LIKE

RESPONSE TO NOTICE TO FILE MISSING PARTS

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the NOTICE TO FILE MISSING PARTS of October 10, 2003, having a shortened period for response set to expire on November 10, 2003, Applicant respectfully submits the following:

REMARKS

In the Notice to File Missing Parts, the Examiner has requested a signed Declaration and Power of Attorney form and the surcharge for late filing of the Declaration.

In response, Applicant respectfully contends that all filing requirements have been satisfied by the earlier filing of the original application on July 14, 2003. An Oath/Declaration and Power of Attorney was submitted with the utility patent application, 4 sheets of drawings, and Credit Card authorization in the initial filing. The Declaration and Power of Attorney form was signed by the inventor, Chao-Chin WU on June 24, 2003.

Applicant's attorney notes that the inventor is citizen of the Republic of China, living in the Republic of China. On the left side, Chinese language side, the inventor's signature may be executed in manuscript, as opposed to cursive or long-handed writing, due to the language difference with Taiwan.

A copy of this Declaration and Power of Attorney form is attached. Additionally, a copy of the reply post card, indicating the receipt of the declaration is attached. The post card verifies that the filing requirements were already sent and received by the U.S. Patent and Trademark Office.

Since Applicant respectfully contends that the properly signed Declaration and Power of Attorney form was timely filed and received by the U.S. Patent and Trademark Office upon the original filing date, the \$65 surcharge for late filing the fee has not been enclosed.

A copy of the Notice to File Missing Parts is enclosed herewith.

Furthermore, Applicant respectfully contends that a surcharge is NOT due in the present application because the signed Declaration was timely filed. Alternatively, Deposit Account 08-0879 may be charged so as to expedite processing. Applicant reserves the right to file for a refund of any amount because the fee should not be due.

It is now believed that an Action on the merits is in order and such is respectfully requested.

Respectfully submitted,

10-17-03
Date

John S. Egbert
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Harrison & Egbert
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(713)223-4873 (Fax)

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

I hereby certify that the attached

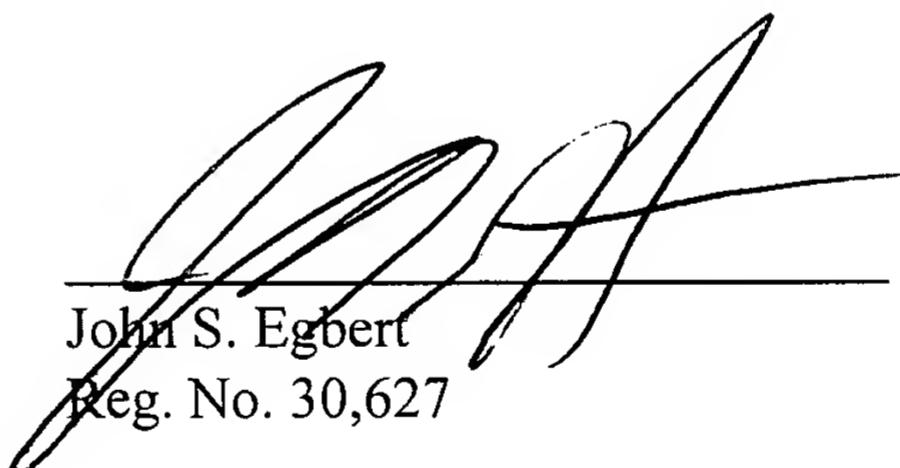
RESPONSE TO NOTICE TO FILE MISSING PARTS

are being deposited with the United States Postal Service with sufficient postage as first class mail
in an envelope addressed to:

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on OCT 17 2003.

OCT 17 2003
Date



John S. Egbert
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(713)223-4873 (Fax)



Date Mailed: 7-8-03

Our File: 1496-888

Post Card No. 2317

Commissioner of Patents:

Please receive stamp this post card to
show receipt of the enclosed application for patent.

Inventor: WU, Chao-Chin

Title: LOCATING STRUCTURE OF A BRAKE
DEVICE OF AN ELECTRIC WHEELCHAIR
OR THE LIKE

Also enclosed is: 4 sheets of drawing; an Oath and
Power of Attorney. Additionally, a Preliminary
Amendment, data sheet, and Notice of Nonpublication
Request is enclosed. Also enclosed is a Credit Card
Payment Form for use in charging the \$375.00 filing
fee. HARRISON & EGBERT

21908 U.S. PTO
10/618775

07/14/03



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